

**Report Selection Criteria**

**Case ID:** CV-16-16  
**Citation No:**  
**Docket Start Date:**  
**Docket Ending Date:**

**Case Description**

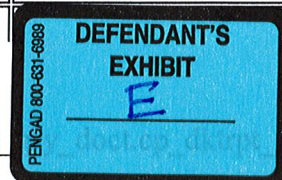
**Case ID:** CV-16-16 - DAVID A STEBBINS V DAVID D STEBBINS  
**Filing Date:** Monday , December 28th, 2015  
**Court:** AR - STATE OF ARKANSAS  
**Location:** CA - COURT OF APPEALS  
**Type:** CA - CIVIL APPEAL CIRCUIT  
**Status:** FINAL - FINAL  
**Images:**

**Case Event Schedule**

*No case events were found.*

**Case Parties**

Seq #	Assoc	End Date	Type	ID	Name
1			APPELLANT PRO SE	<u>14294903</u>	STEBBINS, DAVID A.
				<b>Aliases:</b>	none
2			APPELLEE	<u>14294905</u>	STEBBINS, DAVID D.
				<b>Aliases:</b>	none
6			WRITING JUDGE	<u>11225301</u>	KENNETH HIXSON, JUDGE
				<b>Aliases:</b>	none
4			LOWER COURT JUDGE	<u>1000939</u>	ROGERS, F RUSSELL



			<b>Aliases:</b>	ROGERS, RUSSELL ROGERS, F. RUSSELL
5		APPELLEE COUNSEL	1002829	<b>GOLDIE, JAMES E</b>
			<b>Aliases:</b>	<i>none</i>
3		LOWER COURT CLERK	11225443	<b>BOONE COUNTY CIRCUIT COURT</b>
			<b>Aliases:</b>	<i>none</i>

### Violations

### Sentence

No Sentence Info Found.

### Milestone Tracks

MILESTONE DESCRIPTION	DUE DATE	CHANGED DUE DATE	FILING DATE
SUPPLEMENT RECORD ORDERED	09/07/2016		09/07/2016
SUPPLEMENT TO THE RECORD FILED	10/07/2016		03/24/2017
REBRIEFING COMMENCED	03/24/2017		03/24/2017
APPELLANT'S REBRIEF	04/08/2017		03/30/2017
APPELLEE'S REBRIEF	04/14/2017		

**Docket Entries**

Filing Date	Description	Name	Monetary
12/28/2015 08:00 AM	RECORD LODGED \$		
Entry:	none.		
Images	No Images		
12/28/2015 08:00 AM	BRIEFING COMMENCED		
Entry:	none.		
Images	No Images		
01/08/2016 11:48 AM	MOTION OTHER	STEBBINS, DAVID A.	
Entry:	Appellant's pro se motion to relax copy requirements. Appellant served James Goldie via e-mail on January 6, 2016.		
Images	<u>MOTION</u>		
01/08/2016 11:51 AM	MOTION TO FILE ENLARGED BRIEF	STEBBINS, DAVID A.	
Entry:	Appellant's pro se motion for leave to file extra-long argument. Appellant served James Goldie via e-mail on January 6, 2016.		
Images	<u>MOTION</u>		
01/14/2016 01:06 PM	MOTION OTHER	STEBBINS, DAVID A.	
Entry:	Appellant's pro se motion for summary reversal and for findings of fact and conclusions of law. Appellant served James Goldie via e-mail on January 12, 2016.		
Images	<u>MOTION</u>		
01/27/2016 09:11 AM	MOTION SUBMITTED	STEBBINS, DAVID A.	

<b>Entry:</b>	Appellant's pro se motion to relax copy requirements.		
<b>Images</b>	No Images		
01/27/2016 09:11 AM	MOTION SUBMITTED	STEBBINS, DAVID A.	
<b>Entry:</b>	Appellant's pro se motion for summary reversal and for findings of fact and conclusions of law.		
<b>Images</b>	No Images		
01/27/2016 09:12 AM	MOTION SUBMITTED	STEBBINS, DAVID A.	
<b>Entry:</b>	Appellant's pro se motion for leave to file extra-long argument.		
<b>Images</b>	No Images		
02/03/2016 09:15 AM	LETTER ORDERS - COA	STEBBINS, DAVID A.	
<b>Entry:</b>	Appellant's pro se motion to relax copy requirements is denied. Appellant's pro se motion for leave to file extra-long argument is denied. Appellant's pro se motion for summary reversal and for findings of fact and conclusions of law is denied.		
<b>Images</b>	<u>ORDER</u>		
02/04/2016 09:05 AM	7 DAY BRIEF EXTENSION	STEBBINS, DAVID A.	
<b>Entry:</b>	Appellant's brief due February 13, 2016.		
<b>Images</b>	No Images		
02/12/2016 12:19 PM	MOTION EXTENSION OF TIME	STEBBINS, DAVID A.	
<b>Entry:</b>	none.		
<b>Images</b>	<u>MOTION</u>		
02/18/2016 10:03 AM	BRIEF EXTENSION	STEBBINS, DAVID A.	

<b>Entry:</b>	Appellant's brief due March 30, 2016.		
<b>Images</b>	No Images		
03/02/2016 03:49 PM	APPELLANT'S BRIEF	STEBBINS, DAVID A.	
<b>Entry:</b>	none.		
<b>Images</b>	<u>BRIEF</u>		
03/24/2016 10:17 AM	APPELLEE WILL NOT FILE BRIEF	STEBBINS, DAVID D.	
<b>Entry:</b>	Letter from attorney James E. Goldie on behalf of the appellee. The appellee will not file a brief.		
<b>Images</b>	<u>Letter from appellee attorney</u>		
08/24/2016 09:18 AM	CASE SUBMITTED	STEBBINS, DAVID A.	
<b>Entry:</b>	none.		
<b>Images</b>	No Images		
09/07/2016 09:01 AM	OPINION - OTHER	KENNETH HIXSON, JUDGE,	
<b>Entry:</b>	Remanded to settle and supplement the record; rebriefing ordered. Kinard and Whiteaker, JJ., agree.		
<b>Images</b>	<u>Majority opinion</u>		
09/07/2016 09:01 AM	FORMAL ORDERS - COA	STEBBINS, DAVID A.	
<b>Entry:</b>	Remanded to settle and supplement the record; rebriefing ordered. Supplemental record is due in thirty days (October 7, 2016). Appellant's substituted brief is due fifteen days after the filing of the supplemental record. Appellee may file a substituted brief fifteen days thereafter.		
<b>Images</b>	<u>Formal Order</u>		
09/07/2016	SUPPLEMENT RECORD	STEBBINS, DAVID A.	

09:01 AM	ORDERED		
Entry:	Supplemental record is due in thirty days (October 7, 2016).		
Images	No Images		
09/07/2016 10:46 AM	OPINION PANEL		
Entry:	none.		
Images	No Images		
09/14/2016 01:06 PM	MOTION OTHER	STEBBINS, DAVID A.	
Entry:	Pro se appellant's motion for return of original brief.		
Images	Pro se motion to return brief		
09/14/2016 01:06 PM	MOTION FOR CLARIFICATION	STEBBINS, DAVID A.	
Entry:	Pro se appellant's motion to clarify order for rebriefing.		
Images	Pro se motion to clarify		
09/28/2016 09:00 AM	MOTION SUBMITTED	STEBBINS, DAVID A.	
Entry:	Pro se appellant's motion for return of original brief.		
Images	No Images		
09/28/2016 09:00 AM	MOTION SUBMITTED	STEBBINS, DAVID A.	
Entry:	Pro se appellant's motion to clarify order for rebriefing.		
Images	No Images		
10/05/2016 09:00 AM	LETTER ORDERS - COA	STEBBINS, DAVID A.	
Entry:	Pro se appellant's motion for return of original brief is denied. Pro se appellant's motion to clarify order for rebriefing is denied.		

<b>Images</b>	<u>Letter Order</u>		
11/29/2016 11:06 AM	BRIEF TENDERED	STEBBINS, DAVID A.	
<b>Entry:</b>	Pending Motion to Supplemental Record		
<b>Images</b>	No Images		
12/09/2016 02:11 PM	LETTER FROM ATTORNEY	GOLDIE, JAMES E	
<b>Entry:</b>	Letter from attorney James E. Golden stating appellee Stebbins does not intend to file a brief at this time.		
<b>Images</b>	<u>LETTER</u>		
03/24/2017 12:59 PM	SUPPLEMENT TO THE RECORD FILED		
<b>Entry:</b>	One page supplement to the record (affidavit) filed. Document placed in volume one of the record.		
<b>Images</b>	<u>Supplement to the Record</u>		
03/24/2017 01:04 PM	REBRIEFING COMMENCED	STEBBINS, DAVID A.	
<b>Entry:</b>	<i>none.</i>		
<b>Images</b>	No Images		
03/30/2017 02:22 PM	APPELLANT'S REBRIEF	STEBBINS, DAVID A.	
<b>Entry:</b>	Appellant's brief filed.		
<b>Images</b>	<u>Appellant's brief part 1 of 2</u>		
	<u>Appellant's brief part 2 of 2</u>		
03/30/2017 03:55 PM	APPELLEE WILL NOT FILE BRIEF	GOLDIE, JAMES E	
<b>Entry:</b>	Letter of Notice of no Reply to Rebrief of Appellant		

<b>Images</b>	<u>MOTION</u>		
04/03/2017 01:41 PM	APPELLEE WILL NOT FILE BRIEF	GOLDIE, JAMES E	
<b>Entry:</b>	Letter from attorney James E. Goldie stating appellee David D. Stebbins will not file an appellee brief.		
<b>Images</b>	<u>LETTER</u>		
08/23/2017 09:01 AM	CASE SUBMITTED	STEBBINS, DAVID A.	
<b>Entry:</b>	none.		
<b>Images</b>	No Images		
09/06/2017 09:01 AM	MAJORITY OPINION	KENNETH HIXSON, JUDGE,	
<b>Entry:</b>	Appeal dismissed. Glover and Whiteaker, JJ., agree.		
<b>Images</b>	<u>OPINION</u>		
09/06/2017 10:49 AM	OPINION PANEL		
<b>Entry:</b>	none.		
<b>Images</b>	No Images		
09/26/2017 09:32 AM	MANDATE TO CLERK		
<b>Entry:</b>	none.		
<b>Images</b>	<u>ORDER</u>		
09/27/2017 03:00 PM	MOTION OTHER	STEBBINS, DAVID A.	
<b>Entry:</b>	Pro se appellant's motion and brief to enforce mandate. Exhibit (disk) attached to hard copy of the motion.		
<b>Images</b>	<u>MOTION</u>		



CLOSED,BD,JURY

**U.S. District Court**  
**Eastern District of Arkansas (Little Rock)**  
**CIVIL DOCKET FOR CASE #: 4:16-cv-00638-BRW**

Stebbins v. Arkansas, State of  
Assigned to: Judge Billy Roy Wilson  
Cause: 28:1331 Federal Question: Other Civil Rights

Date Filed: 09/02/2016  
Date Terminated: 09/06/2016  
Jury Demand: Plaintiff  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**Plaintiff****David A Stebbins**

represented by **David A Stebbins**  
123 W Ridge St. Apt. D  
Harrison, AR 72601  
870-204-6516  
PRO SE

V.

**Defendant****Arkansas, State of**

Date Filed	#	Docket Text
09/02/2016	<u>1</u>	MOTION for Leave to Proceed in forma pauperis filed by David A Stebbins. (rh) (Entered: 09/02/2016)
09/02/2016	<u>2</u>	COMPLAINT with Jury Demand filed by David A Stebbins against State of Arkansas. No summons issued. (rh) (Entered: 09/02/2016)
09/02/2016	<u>3</u>	MOTION to Appoint Counsel filed by David A Stebbins. (rh) (Entered: 09/02/2016)
09/06/2016	<u>4</u>	ORDER: Plaintiff has failed to state a cause of action for which relief may be granted. Accordingly, his <u>1</u> Motion for Leave to Proceed In Forma Pauperis and <u>3</u> Motion to Appoint Counsel are DENIED. This case is DISMISSED without prejudice. Signed by Judge Billy Roy Wilson on 9/6/2016. (mcz) (Entered: 09/06/2016)
09/19/2016	<u>5</u>	MOTION and Incorporated Brief in Support Thereof to Clarify, or in the Alternative, MOTION for Reconsideration re <u>4</u> by David A Stebbins (jap) (Entered: 09/19/2016)
09/20/2016	<u>6</u>	(This is a TEXT ENTRY ONLY. There is no pdf document associated with this entry.) ORDER denying <u>5</u> Plaintiff's Motion to Clarify and for Reconsideration. Signed by Judge Billy Roy Wilson on 09/20/16. (dmm) (Entered: 09/20/2016)

CLOSED,JTK,JURY,TRANSO

**U.S. District Court  
Eastern District of Arkansas (Little Rock)  
CIVIL DOCKET FOR CASE #: 4:16-cv-00878-BSM**

Stebbins v. Arkansas, State of et al  
Assigned to: Chief Judge Brian S. Miller  
Cause: 42:1983 Other Civil Rights

Date Filed: 12/02/2016  
Date Terminated: 02/27/2017  
Jury Demand: Both  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**Plaintiff****David A Stebbins**

represented by **David A Stebbins**  
123 W Ridge St. Apt. D  
Harrison, AR 72601  
870-204-6516  
PRO SE

V.

**Defendant****Arkansas, State of****Defendant**

**Boone County Circuit Court**  
*Clerk*

represented by **Jason E. Owens**  
Rainwater, Holt & Sexton P.A.  
Post Office Box 17250  
Little Rock, AR 72222-7250  
501-868-2500  
Email: owens@rainfirm.com  
**ATTORNEY TO BE NOTICED**

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
12/02/2016	<u>1</u>	MOTION for Leave to Proceed in forma pauperis by David A Stebbins. (kdr) (Entered: 12/02/2016)
12/02/2016	<u>2</u>	COMPLAINT with Jury Demand against All Defendants, filed by David A Stebbins.(kdr) (Entered: 12/02/2016)
12/02/2016	<u>3</u>	MOTION to Appoint Counsel and Brief by David A Stebbins. (kdr) (Entered: 12/02/2016)
12/15/2016	<u>4</u>	ORDER granting <u>1</u> Plaintiff David A. Stebbins's motion to proceed in forma pauperis; assessing Stebbins an initial partial filing fee of \$20; directing him to pay \$20 every subsequent month until the entire \$400 filing fee is satisfied;

CLOSED,APPEAL,SMG

**U. S. District Court**  
**Western District of Arkansas (Harrison)**  
**CIVIL DOCKET FOR CASE #: 3:17-cv-03016-TLB**

Stebbins v. Arkansas, State of et al  
Assigned to: Honorable Timothy L. Brooks  
Case in other court: 8th Circuit Court of Appeals, 17-01920  
Arkansas Eastern, 4:16-cv-00878  
Cause: 42:1983

Date Filed: 02/27/2017  
Date Terminated: 04/14/2017  
Jury Demand: Both  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**Plaintiff**

**David A. Stebbins**  
*stebbinsd@yahoo.com*

represented by **David A. Stebbins**  
123 W. Ridge St. Apt D.  
Harrison, AR 72601  
870-204-6516  
PRO SE

V.

**Defendant**

**Arkansas, State of**

represented by **Jason E. Owens**  
Rainwater, Holt & Sexton, P.A.  
P.O. Box 17250  
Little Rock, AR 72222-7250  
(501) 868-2500  
Fax: (501) 868-2505  
Email: owens@rainfirm.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Ka Tina R. Hodge**  
Arkansas Attorney General's Office  
323 Center Street  
Suite 200  
Little Rock, AR 72201  
(501) 682-1307  
Fax: (501) 682-2591  
Email: katina.hodge@arkansasag.gov  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Boone County Circuit Court**  
*Clerk*

represented by

**Jason E. Owens**

(See above for address)

*ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
12/02/2016	<u>1</u>	MOTION for Leave to Proceed in forma pauperis by David A Stebbins. (kdr) [Transferred from ared on 2/27/2017.] (Entered: 12/02/2016)
12/02/2016	<u>2</u>	COMPLAINT with Jury Demand against All Defendants, filed by David A Stebbins.(kdr) [Transferred from ared on 2/27/2017.] (Entered: 12/02/2016)
12/02/2016	<u>3</u>	MOTION to Appoint Counsel and Brief by David A Stebbins. (kdr) [Transferred from ared on 2/27/2017.] (Entered: 12/02/2016)
12/15/2016	<u>4</u>	ORDER granting <u>1</u> Plaintiff David A. Stebbins's motion to proceed in forma pauperis; assessing Stebbins an initial partial filing fee of \$20; directing him to pay \$20 every subsequent month until the entire \$400 filing fee is satisfied; denying, without prejudice, <u>3</u> Stebbins's motion to appoint counsel; notifying plaintiff of Rule 5.5(c)(2) of the Rules of the United States District Courts for the Eastern and Western Districts of Arkansas; and directing him to become familiar with, and follow, the Federal Rules of Civil Procedure as well as the Local Rules of this court. Signed by Chief Judge Brian S. Miller on 12/15/2016. (kdr) [Transferred from ared on 2/27/2017.] (Entered: 12/15/2016)
01/10/2017	<u>5</u>	MOTION for Martial Service and Notice of First Payment dated 12/19/2016 filed by David A Stebbins. (alm) [Transferred from ared on 2/27/2017.] (Entered: 01/10/2017)
01/10/2017	<u>6</u>	MOTION for Martial Service and Notice of First Payment dated 01/07/2016 filed by David A Stebbins. (alm) [Transferred from ared on 2/27/2017.] (Entered: 01/10/2017)
01/13/2017	<u>7</u>	ORDER granting <u>5</u> <u>6</u> Plaintiff David A. Stebbins's motions for service; directing the clerk to prepare a summons for the State of Arkansas and the Boone County circuit clerk, and directing the USMS to serve the summons and <u>2</u> complaint on them without prepayment of fees and costs or security. Signed by Chief Judge Brian S. Miller on 1/13/2017. (kdr) [Transferred from ared on 2/27/2017.] (Entered: 01/13/2017)
01/13/2017		Summons Issued as to Arkansas, State of and Boone County Circuit Court. Forwarded to USMS for service. (kdr) [Transferred from ared on 2/27/2017.] (Entered: 01/13/2017)
01/25/2017	<u>8</u>	SUMMONS Returned Executed. Boone County Circuit Court served on 1/20/2017. (scw) [Transferred from ared on 2/27/2017.] (Entered: 01/25/2017)
02/02/2017	<u>9</u>	Summons Returned Unexecuted as to Arkansas, State of. (scw) [Transferred from ared on 2/27/2017.] (Entered: 02/02/2017)
02/06/2017	<u>10</u>	NOTICE of Payment re <u>4</u> Order on Motion for Leave to Proceed in forma pauperis filed by David A Stebbins. (alm) [Transferred from ared on 2/27/2017.] (Entered: 02/06/2017)